

1 PHILLIP A. TALBERT  
United States Attorney  
2 ALEXANDRE DEMPSEY  
Assistant United States Attorney  
3 MISDEMEANOR UNIT  
2500 Tulare Street, Suite 4401  
4 Fresno, California 93721  
Telephone: (559) 497-4000  
5

6 Attorneys for Plaintiff  
UNITED STATES OF AMERICA  
7

8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,  
12 Plaintiff,  
13 v.  
14 DONALD SPENCER  
15 Defendant.  
16

Case No. 1:22-po-00058-SAB

[Citation # 9173885 CA/51]

MOTION AND ORDER FOR DISMISSAL

17  
18 The United States of America, by and through Phillip A. Talbert, United States Attorney, and  
19 Alexandre Dempsey, Assistant United States Attorney, hereby moves to dismiss Case No. 1:22-po-  
20 00058-SAB [Citation # 9173885 CA/51] against DONALD SPENCER, without prejudice, in the interest  
21 of justice, pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure.  
22  
23

24 DATED: May 16, 2022

Respectfully submitted,

25 PHILLIP A. TALBERT  
United States Attorney  
26

27 By: /s/ Alexandre Dempsey  
ALEXANDRE DEMPSEY  
Assistant United States Attorney  
28

**ORDER**

IT IS HEREBY ORDERED that Case No. 1:22-po-00058-SAB [Citation # 9173885 CA/51]  
against DONALD SPENCER be dismissed, without prejudice, in the interest of justice.

IT IS SO ORDERED.

Dated: May 16, 2022

  
UNITED STATES MAGISTRATE JUDGE